

KENTUCKY BOARD OF PRIVATE INVESTIGATORS

March 6, 2013

MINUTES

A regular Board Meeting of the Kentucky Board of Licensure for Private Investigators was held at the Board offices, Office of Occupations and Professions, 911 Leawood Drive, Frankfort, KY on March 6, 2013.

MEMBERS PRESENT

John L. Logdon, Private Investigator
Pat Melton, Sheriff
Janice Wyatt-Ross, Citizen at Large
Ray Lang, Jr. – Private Investigator
Ron Carroll, Private Investigator
Tracy J. Watwood - Police Officer

OCCUPATIONS AND PROFESSIONS

STAFF

Marcia Egbert, Board Administrator
(Substituting for Carolyn Benedict)

BOARD COUNSEL

Angela Evans, Office of the Attorney General

MEMBERS ABSENT

Nicole H. Pang- The Office of Attorney General

CALL TO ORDER

Mr. Watwood called the meeting to order at 1:04 p.m.

APPROVAL OF MINUTES

The minutes of February 7, 2013 regular meeting were approved. A motion was made by Sheriff Melton to approve the minutes. The motion was seconded by Mr. Logdon and carried unanimously.

BOARD MONTHLY FINANCIAL REPORT

The Board reviewed the Financial Reports for month ending February 29, 2013. A motion was made by Mr. Logdon to accept the financial report. Sheriff Melton, a new Board member, asked several questions on how the Administrative costs were distributed to the Boards. Discussion followed with Attorney Evans explaining the procedure. Following the discussion, Sheriff Melton seconded the motion which carried unanimously.

LICENSURE STATUS REPORT

The Licensure Status Report was reviewed. No action taken.

O & P Report

Ms. Diana Jarboe joined O&P as Board Administrator Friday, March 1, 2013. Her supervisor and a team of Board Administrators will work with her to ensure a smooth transition.

The Resource Management Analyst II position register was posted February 26, 2013. It has closed and O & P is in the process of filling that position. In the interim Susan Ellis, Section Supervisor will continue to assist boards and staff with website and other IT related matters as she can.

Executive Director Courtney will begin maternity leave around the middle of this month. She plans to return in early May. During her absence both supervisors, Susan Ellis and Debra Day, will help cover her duties. Board members may direct questions to them in my absence.

In February the Commonwealth Office of Technology (COT) completed the quick fixes on the database. The quick fixes included "tabbing" especially with browsers such as Safari or when using an iPad, encrypting the social security numbers that were previously displayed in the browser during license renewal, enhancing search results for license verification and removing the Homeland Security information from the site. COT has secured and activated the development server. Their team of architects and developers will now work toward the data model for the current/future O&P database. Once we have filled the Resource Management Analyst position O & P will begin assisting with prioritizing the order of updated applications.

The Office of the Attorney General has offered to conduct Open Meetings training to boards on a day that is agreeable to the majority of those interested. Ms. Egbert asked if anyone from the PI Board would like to attend. The consensus of Board is that they would have two or three representatives attend.

The Kentucky General Assembly is scheduled for Sine Die on March 26, 2013

ATTORNEY'S REPORT/LEGAL MATTERS

The issue with obtaining CEU's was discussed. Different language has been handed out on how CEU hours must be obtaining. The Board consensus is that the 12 hours of CEU's required every two (2) years can be obtained any time within that two year period. Licensees are not required to get six (6) hours each year for the total of 12 hours,

COMPLAINT COMMITTEE REPORT

The complaint committee made the following report:

2012-03 – File a Notice of Hearing and Complaint – Person is unlicensed. Send Cease and Desist Letter

2013-02 – Ongoing

2013-03 – Ongoing

OLD BUSINESS

Mr. Lang made a report regarding Process Servers and the potential need to regulate them. He stated that he researched and found that Illinois does not require any type of license to be a Process Server. Sheriff Melton stated that Licensed Private Investigator's and Sheriffs are Process Servers in Kentucky. The Process Servers in Kentucky must meet three requirements which are: Must be over 18 years old, must not be a felon and must not be a part of the action. The Board will approach Legislators to see if they can get support to regulate Process Servers in the future.

Mr. Logdon stated that he did not want the Fire Insurance Investigators to be governed by the PI Board. He requested a copy of the most recent draft of the bill eliminating the 240 rule.

Sheriff Melton, Ms. Wyatt-Ross and John Logdon are on the Complaint Committee. They asked that they be notified prior to the meeting if there were Complaints and what time the Complaint Committee needed to be here to review them.

NEW BUSINESS

There was no new business brought forth for discussion.

APPLICATION REVIEW COMMITTEE REPORT

The application committee made the following recommendations:

The following applications for individual license were approved pending: (5) *Daniel Phillips, Dawnya Sabol, Morgan Sheppard, Thomas Haynes, Rex Emery*

The following applications for individual license were deferred: (1) *Michael Smith*

The following applications for temporary employee registration were approved: (5) *James Courtney, Brian DeGann, Randy Gilbert, Ronald Kidd, James Lally*

The following application for continuing education was approved: (1) *Classen-Buck Seminars, Inc. II – Fire Investigation – 12 hours*

Sheriff Melton made a motion that the recommendation of the committee be approved. Ms. Wyatt-Ross seconded the motion. The motion carried.

TRAVEL AND PER DIEM

A motion was made by Sheriff Melton to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. The motion was seconded by Mr. Logdon and carried unanimously.

NEXT MEETING DATE

The next meeting was scheduled for April 4, 2013. Due to a conflict in Attorney Evans schedule, the meeting has been rescheduled for April 11, 2013 at 1:00 p.m.

ADJOURNMENT

Mr. Watwood informed the Board that the next meeting is scheduled for Thursday, April 11, 2013 at 1:00 p.m. with the Application Review Committee Meeting at 10:00 a.m. The Complaint Committee will meet at 12:30 p.m. Having no further business to be brought before the Board, a motion was made by Sheriff Melton to adjourn. Motion was seconded by Mr. Carroll and carried unanimously. The meeting adjourned at 1:50 p.m.

Approved 4/11/2013